

<b>DISPATCH</b>		CLASSIFICATION <del>SECRET</del>	DISPATCH SYMBOL AND NO. Att. [REDACTED] 25X1A6c
TO 25X1A28 ATTN: [REDACTED]	Chief of Station, [REDACTED]	HEADQUARTERS FILE NO.	
FROM 25X1A2g	Chief, [REDACTED]	DATE 24 DEC 1958	
SUBJECT	Claim for Reimbursement for Destroyed Household Effects	RE: "43-3" — (CHECK "X" ONE)	MARKED FOR INDEXING
ACTION REQUIRED	For Information Only	X	NO INDEXING REQUIRED
REFERENCE(S)	INDEXING CAN BE JUDGED BY QUALIFIED HQ. DESK ONLY		

25X1A6c [REDACTED] dated 11 September 1958

1. In response to your request in the reference dispatch, your claim has been thoroughly reviewed and submitted to Chief, KUBARK, for consideration and final decision. I regret very much that, as a result of this review, it was determined that there is no basis upon which reimbursement can be made, and that the original findings of the Headquarters Board of Survey must be confirmed. Several of our employees suffered losses in this fire, and it is unfortunate that we are unable to compensate them for their property.

2. Your case was considered within the framework of established policies which are common to all government departments and agencies except the military services. When employees are proceeding overseas on a PCS assignment, they may ship or store their personally-owned property (within certain limitations) and be reimbursed therefor. The government does not, however, accept any responsibility for the safekeeping of the property, nor does it become an insurer thereof. Consequently, if insurance coverage is desired, the employee must obtain it at his own expense. The military services have been granted certain statutory authorities (predicated on circumstances peculiar to them), but these authorities have never been extended to civilian departments. I have raised this point only to eliminate possible confusion of a type which has arisen in conjunction with several other claims. In these latter cases, the claimants have become generally aware of one or more claims which have been processed through the military and have attempted to equate these with their own cases or cite them as precedents. You may be assured that we have considered every possible aspect of your claim and have explored every possible avenue of relief.

3. Your claim is based generally on the premise that the Central Processing Branch was your agent in handling your effects, and must therefore assume the responsibilities inherent in an agent/principal relationship. Central Processing Branch is a service facility which was established to advise and assist employees in making their personal travel arrangements, but they cannot assume the employees' responsibilities on behalf of the government. However, even if we hypothetically assume that Central Processing Branch did become your agent for the purpose of storing your effects, there would still be no liability accruing to the government for a number of reasons. The services which they agreed to perform were completed two years before the fire, and the absence of any objection during that period indicates your approval of the arrangements which they made. Further, additional property was added to your account in November, 1956, without the assistance or prior knowledge of Central Processing Branch. This is presumed to have been done at your direction, and is a further indication of your acceptance of the arrangements. Finally, there is no negligence attributable to Central Processing Branch in carrying out their agreement to place your effects in a reputable warehouse.

4. The denial of liability by the storage company followed an investigation which indicated that the fire was probably attributable to a boy arsonist. Consequently, the company and their insurers claimed that they were not negligent and therefore not liable. We do not know whether this position has been contested in a law suit, but we have been advised by the appropriate cover authorities that there are no cover/security reasons which would prevent you from seeking relief in this manner.

FORM 10-57 53 (40)	USE PREVIOUS EDITION. REPLACES FORMS 51-28, 51-28A AND 51-29 WHICH ARE OBSOLETE.	CLASSIFICATION <del>SECRET</del>	PAGE NO. X CONTINUED 1.
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		Att. to: [REDACTED]

5. We are very much aware of the personal hardship which you are experiencing as a result of the losses, and I hope that the brief summary above explains our limitations. In the event you may desire more detailed information, I might suggest that the file will be available for review when you return to Headquarters.

[REDACTED] 25X1A2e

SA-DD/S:TBA:jlf (19 Dec 58)

Distribution:

Orig. & 2 - Addressee [REDACTED]  
 1 - SSA-DD/S  
 1 - C/WB Division  
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FORM 10-57 10-57 53a (40)	USE PREVIOUS EDITION. REPLACES FORMS 51-28, 51-28A AND 51-29 WHICH ARE OBSOLETE.	CLASSIFICATION <del>S-E-C-R-E-T</del>	CONTINUED	PAGE NO. 2.
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SECRET

(WHEN FILLED IN)

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## ROUTING AND RECORD SHEET DD/S 58-5027

25X1A6c

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COMMENTS

FROM:

Deputy Director (Support)  
124A, East Building

TO	ROOM NO.	DATE		OFFICER'S INITIALS
		RECEIVED	FORWARDED	
1. C/FE Div. <i>(Up)</i> <i>REFESB</i> Dispatch and Pouch Section	2019 "J"	30 DEC 1958 30/12/58	30/12/58 30/12/58	JMC
2. 1308 "L"		30/12/58	30/12/58	VP
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RECORD COPY

## COORDINATING OFFICERS

NAME                    OFFICE

## AUTHENTICATING OFFICER

TITLE

[REDACTED]

L. K. White

DEC 24 1958 25X A9a  
DD/S

25X1A9a

TITLE

[REDACTED]

C/FE Division

FILE NUMBER

ENCLOSURE

ABSTRACT

INDEX

DATE MICROFILMED

DOCUMENT DATE

DOCUMENT NUMBER

30 DEC 1958

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